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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 ENRIQUE DIAZ,) Case No. CV 09-0147-RGK (RNB)
12 Petitioner,)
13 vs.) ORDER ACCEPTING FINDINGS AND
14 LARRY SMALL, Warden,) RECOMMENDATIONS OF UNITED
15 Respondent.) STATES MAGISTRATE JUDGE

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the
18 records and files herein, the original Report and Recommendation of the United
19 States Magistrate Judge, respondent's and petitioner's respective objections thereto,
20 the Supplemental Report and Recommendation of the United States Magistrate Judge,
21 and petitioner's objections thereto. Having made a de novo determination of those
22 portions of the original Report and Recommendation and the Supplemental Report
23 and Recommendation to which objections have been made, the Court concurs with
24 and accepts the findings and recommendations of the Magistrate Judge.

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1 IT THEREFORE IS ORDERED that petitioner's alternative request for a stay
2 under Gonzalez v. Wong, 667 F.3d 965 (9th Cir. 2011) is denied, and that Judgment
3 be entered denying the Petition and dismissing this action with prejudice.
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5 DATED: MAR 13 2012
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8 R. GARY KLAUSNER
9 UNITED STATES DISTRICT JUDGE
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